

RECORDATION NO. 100 12 Filed 1425 JUN 29 1979 -12 15 0M

## NATIONAL RAILWAY UTILIZA TERMECOMMISSION 100 Centre Square East / 1500 Market Street / Philadelphia, Pennsylvania 19192 / Grand Pennsylvania 19192 / Grand

June 29, 1979

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Interstate Commerce Commission 12th & Constitution Avenues, NW Washington, DC 20024

Attn: Mrs. Lee

Dear Mrs. Lee:

TCC Wonkington, B. E.

We enclose herewith for filing, pursuant to Section 20(c) of the Interstate Commerce Commission Act, a Certificate of Acceptance by National Railway Utilization Corporation on behalf of Edith G. Carter with respect to ten (10) 50' 6" - 70-Ton, type XM boxcars bearing the road numbers NSL 151475 through NSL 151484 (both inclusive).

This filing is related to the previous filing under recordation number 10072 of a Management Agreement between Edith G. Carter and National Railway Utilization Corporation.

Also enclosed is our check in the amount of \$50.00 for filing fee.

The address of Edith G. Carter is:

c/o Martin Ogintz 795 Adams Street Baldwin, NY 11570

The address of National Railway Utilization Corporation is: 1100 Centre Square East, 1500 Market St. Philadelphia, PA 19102

Charles P. Turnburke,

Vice President

CPT/km Encl.

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## CERTIFICATE OF ACCEPTANCE

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INTERSTATE COMMERCE COMMISSION

To: Edith C. Carter c/o Martin Ogintz 795 Adams Street Baldwin, NY 11570

The undersigned, being a duly authorized inspector for National Railway Utilization Corporation ("NRUC") as managing agent under a Management Agreement (the "Management Agreement") between the addressee and NRUC dated as of December 29, 1978, hereby certifies that he has made an inspection of ten (10) boxcars bearing numbers and marks as follows (the "Boxcars"): NSL 151475 to NSL 151484 inclusive.

Such Boxcars are 70 ton 50'-6'', rigid underframe, single sheath class XM boxcars and the above numbers and marks have been registered by NRUC (or a railroad controlled by NRUC) with the Association of American Railroads.

The undersigned has fully and finally accepted such Boxcars on behalf of the addressee as Owner and NRUC as managing agent, and has found that each of such Boxcars is plainly marked in stencil on both sides with the words:

"Ownership subject to document filed pursuant to Section 20(c) of the Interstate Commerce Act".

in readily visible letters not less than one inch (1") in height, and that each of such Boxcars conforms to and fully complies with the terms of the Management Agreement and is in condition satisfactory to NRUC. Immediately upon execution hereof by NRUC, the Boxcars shall be managed by NRUC, as Managing Agent for Owner, pursuant to the Management Agreement.

The undersigned further represents and warrants on behalf of NRUC that:

1. The Boxcars have been manufactured in accordance with specifications approved by NRUC and meet all standards required by boxcars of similar class by the Interstate Commerce Commission, the Department of Transportation and the Association of American Railroads.

- 2. The Boxcars bear the markings of a railroad owned or controlled by NRUC being the St. Lawrence Railroad.
- 3. The Boxcars will be first placed in service (within the meaning of Treasury Regulation 1.167(a)-11(e)(1)) on the date hereof immediately after acceptance thereof.
- 4. The original use of the Boxcars (within the meaning of Treasury Regulation 1.167(c)-1(a)(2)) shall commence with the addressee after acceptance thereof.
- 5. The Boxcars have been lettered with proper railroad markings and the name and/or other insignia used by such railroad.
- 6. The Boxcars are new property (as that term is used in Treasury Regulation 1.48-2(a).

NATIONAL RAILWAY UTILIZATION

	CORPORATION
	By: Amor P. Kull
	, Vice President
	Date: <u>June 29, 1979</u>
confirmed and acknowledg	Certificate of Acceptance is hereby ed as the act and deed of National oration as of the date thereof.
ATTEST: (Corporate Sea	NATIONAL RAILWAY UTILIZATION CORPORATION 1)
Milla Turner	By: Win J. Wukik
Title (usint orpolec.	Title:
	Date: <u>June 29, 1979</u>
STATE OF PENNSYLVANIA )	

COUNTY OF PHILADELPHIA)

On this 29th day of June, 1979, before me personally appeared how, who, being by me duly sworn, says that he is a Vice-President of NATIONAL RAILWAY UTILIZATION CORPORATION, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and he acknowledged that the execution of its Board of Directors and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal.

My Commission expires:

ELSIE MARLENE WILLIAMS

Notary Public, Phila., Phila. Co.

My Commission Expires Oct. 18, 1982